

**GOVERNMENT OF INDIA  
DEFENCE  
LOK SABHA**

UNSTARRED QUESTION NO:3653  
ANSWERED ON:18.08.2005  
REFORMS IN MILITARY JUSTICE SYSTEM  
Rao Shri Sambasiva Rayapati;Saradgi Shri Iqbal Ahmed

**Will the Minister of DEFENCE be pleased to state:**

- (a) whether the Government is aware that various civil courts have been intervening in the armed forces justice system;
- (b) if so, whether the Government would consider to make reforms in military justice system; and
- (c) if so, the details thereof?

**Answer**

MINISTER OF DEFENCE (SHRI PRANAB MUKHERJEE)

(a) Members of the Armed Forces have approached High Courts and the Supreme Court to redress their grievances related to personnel and disciplinary matters. In some such cases, the Courts have intervened and granted redressal.

(b) & (c): On consideration of the recommendations made by the Hon'ble Supreme Court and the Law Commission of India, the Government have decided, in principle, to set up an Armed Forces Tribunal for hearing of appeals against orders in cases of Court Martial as also for adjudication of Service matters of Armed Forces personnel. The proposed Tribunal will have powers to decide questions of both Law and Fact. Legislative proposals are under consideration of the Government.